

ESTTA Tracking number: **ESTTA766759**

Filing date: **08/25/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	86578774
Applicant	Marvel Characters, Inc.
Applied for Mark	AVENGERS
Correspondence Address	Linda K. McLeod Kelly IP, LLP 1919 M Street, N.W., Suite 610 Washington, DC 20036 UNITED STATES trade- marks@disney.com,cpinkus@marvel.com,allison.kipp@kelly-ip.com,docketing@kelly-ip.com
Submission	Applicant's Request to Extend
Attachments	Request for Extension of Time to File Appeal Brief for App. No. 86578774 for AVENGERS (575962xD1162).pdf(15041 bytes)
Filer's Name	Linda K. McLeod
Filer's e-mail	docketing@kelly-ip.com,allison.kipp@kelly-ip.com
Signature	/Linda McLeod/
Date	08/25/2016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Marvel Characters, Inc.
Serial Number: 86578774
Filing Date: March 27, 2015
Mark: AVENGERS

Examining Atty.: Jacob Vigil, Esq.
Law Office: 113

Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

REQUEST FOR EXTENSION OF TIME TO FILE APPEAL BRIEF

Pursuant to TBMP § 1203.02(d), Applicant hereby requests a 60-day extension of time to file an appeal brief with the Trademark Trial and Appeal Board. Applicant was given an August 30, 2016 deadline to file the appeal brief for the above captioned ex parte appeal of a refusal to register.

Applicant requests a 60-day extension of time to file the appeal brief, until **October 29, 2016**. This is the first extension requested by Applicant.

This extension request is not being filed for purposes of delay, and good cause exists for the extension. In particular, Applicant is discussing a possible settlement with the owner of the cited Mark, which may render the appeal moot. Accordingly, Applicant respectfully requests that the extension be granted.

Respectfully submitted,

Marvel Characters, Inc.

Dated: August 25, 2016

By: /Linda McLeod/

David M. Kelly

david.kelly@kelly-ip.com

Linda K. McLeod

linda.mcleod@kelly-ip.com

Kelly IP, LLP

1919 M Street, NW

Suite 610

Washington, D.C. 20036

Telephone: 202-808-3570

Facsimile: 202-354-5232

Associate Attorneys for Applicant